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8 **BILL NO. 2008-58**

9 **ORDINANCE NO. \_\_\_\_\_**

10 AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO  
11 PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS  
12 INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE  
CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-30397)

13 Sponsored by: Councilman Steven D. Ross Summary: Annexes property described  
14 generally as located on the southeast corner  
of Florine Avenue and Tomsik Street.

15 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY  
16 ORDAIN AS FOLLOWS:

17 SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are  
18 hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the  
19 following described real property:

20 That portion of the Northwest Quarter (NW 1/4) of the Southeast Quarter  
21 (SE 1/4) of the Southwest Quarter (SE 1/4) of the Southwest Quarter  
22 (SW 1/4), Section 4, Township 20 South, Range 60 East, M.D.M., in the  
County of Clark, State of Nevada, being LOT 1 and the adjacent half street  
right of way of FLORINE AVENUE (formerly CORALIE AVENUE, 30.00  
23 feet wide as measured from centerline thereof) and the half street right of way  
of TOMSIK STREET (width varies) as shown on Parcel Map in File 30, Page  
43 of Clark County, Nevada Records, described as follows:

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25 COMMENCING at the south quarter corner of said Section 4; thence along  
the east line of the Southwest Quarter (SW 1/4) of said Section 4, North  
00°23'58" East 670.64 feet; thence along the north line of the Southeast  
26 Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter  
(SW 1/4) of said Section 4 and along the centerline of said FLORINE  
27 AVENUE, North 87°42'05" West 340.85 feet to the POINT OF  
BEGINNING; thence continuing North 87°42'05" West 340.85 feet to the  
28 centerline intersection with said TOMSIK STREET; thence along the

1 centerline of said TOMSIK STREET, South 00°19'14" West 182.31 feet;  
2 thence South 87°40'11" East 30.02 feet to the southwest corner of said LOT  
3 1 as shown on said Parcel Map in File 30, Page 43; thence along the south  
4 line of said LOT 1, South 87°40'11" East 310.58 feet to the southeast corner  
5 of said LOT 1; thence along the east line of said LOT 1, North 00°23'58" East  
6 152.47 feet to the northeast corner of said LOT 1 on the south line of said  
7 FLORINE AVENUE; thence continuing North 00°23'58" East 30.02 feet to  
8 the POINT OF BEGINNING.

9 BASIS OF BEARINGS: North 00°23'58" East being the east line of the  
10 Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the  
11 Southwest Quarter (SW 1/4) of Section 4, Township 20 South, Range 60  
12 East, M.D.M., as shown on Parcel Map in File 30, Page 43 of Clark County,  
13 Nevada Records.

14 Prepared by:  
15 Brian Yu, PLS  
16 Public Works, City of Las Vegas,  
17 731 S. Fourth Street,  
18 Las Vegas, 89101  
19 byu@lasvegasnevada.gov

20 SECTION 2: The City Council hereby determines that the described territory  
21 meets the requirements provided by law for annexation to the City for the following reasons:

- 22 A. The area to be annexed was contiguous to the City's boundaries at the  
23 time the annexation proceedings were instituted;
- 24 B. More than one-eighth (1/8) of the aggregate external boundaries of  
25 the area are contiguous to the City;
- 26 C. The territory proposed to be annexed is not included within the  
27 boundaries of another incorporated city or within the boundaries of  
28 any unincorporated town as those boundaries existed as of July 1,  
1983;
- 29 D. The City is eligible to annex the described territory since the  
landowners have signed a petition constituting one hundred percent  
(100%) of the owners of record of individual lots or parcels of land  
within the annexation area.

30 SECTION 3: The City will provide police protection through the Las Vegas  
31 Metropolitan Police Department, fire protection, street maintenance, and library services  
32 immediately upon annexation. Garbage collection by the company franchised by the City

1 will also be provided immediately. The City sanitary sewer system will serve the proposed  
2 annexation area. Any connection to or extension of this sewer line to serve the annexation  
3 area shall be at the expense of the landowners. Other services, such as participation in the  
4 City's recreational programs, special education classes and programs, public works planning,  
5 building inspections, and other City services will also be available immediately. Utilities  
6 such as gas, electricity, telephone, and water are provided by private utility companies and  
7 other services to the area will not be affected by annexation. Street paving, curbs and gutters,  
8 sidewalks and street lights which are not in place at the time of annexation will be installed  
9 in the presently developed areas upon the request of the property owners and at their expense  
10 by means of special assessment districts. Such improvements will be extended into the  
11 undeveloped areas as development takes place and the need therefor arises, and will be  
12 located according to the needs of the area at that time. Such installations will also be made  
13 at the expense of the property owners, either by means of special assessment districts or as  
14 prerequisites to the approval of subdivision plats, building permits or other land use or  
15 development applications.

16           SECTION 4: The annexation of the described territory shall become  
17 effective on the 30th day of January, 2009, and on that date the City will have the funds  
18 appropriated in sufficient amount to finance the extension into the described territory of  
19 police protection, fire protection, street maintenance, street sweeping, and street lighting  
20 maintenance.

21           SECTION 5: The described territory, together with the inhabitants and  
22 property thereof, shall, from and after the 30th day of January, 2009, be subject to all debts,  
23 laws, ordinances and regulations in force in the City and shall be entitled to the same  
24 privileges and benefits as other parts of the City, and shall be subject to municipal taxes  
25 levied by the City.

26           SECTION 6: The City Engineer is hereby instructed to cause to be prepared  
27 an accurate map or plat of the described territory and to record the map or plat, together with  
28 a certified copy of this ordinance, in the office of the County Recorder of Clark County,

1 Nevada, which recording shall be done prior to the 30th day of January, 2009.

2 SECTION 7: The described territory, which previously has been zoned R-E  
3 (County of Clark classification), is hereby classified as R-E (City of Las Vegas  
4 classification), which is deemed to be the City equivalent of the County classification.

5 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,  
6 clause of phrase in this ordinance or any part thereof, is for any reason held to be  
7 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such  
8 decision shall not affect the validity or effectiveness of the remaining portions of this  
9 ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that  
10 it would have passed each section, subsection, subdivision, paragraph, sentence, clause or  
11 phrase thereof irrespective of the fact that any one or more sections, subsections,  
12 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid  
13 or ineffective.

14 SECTION 9: All ordinances or parts of ordinances, sections, subsections,  
15 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las  
16 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

17 PASSED, ADOPTED and APPROVED this \_\_\_\_ day of \_\_\_\_\_,  
18 2009.

19 APPROVED:

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21 By \_\_\_\_\_  
22 OSCAR B. GOODMAN, Mayor

23 ATTEST:

24 BEVERLY K. BRIDGES, CMC  
25 City Clerk

26 APPROVED AS TO FORM:

27 Val Steel 12-3-08  
28 Date

1 The above and foregoing ordinance was first proposed and read by title to the Council on the  
2 \_\_\_\_ day of \_\_\_\_\_, 2008, and referred to the following committee  
3 composed of \_\_\_\_\_ and \_\_\_\_\_ for recommendation;  
4 thereafter the said committee reported favorably on said ordinance on the \_\_\_\_ day of  
5 \_\_\_\_\_, 2009, which was a \_\_\_\_\_ meeting of said Council; that  
6 at said \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City  
7 Council as first introduced and adopted by the following vote:

8 VOTING "AYE": \_\_\_\_\_

9 VOTING "NAY": \_\_\_\_\_

10 ABSENT: \_\_\_\_\_

11 APPROVED:

12

13 By \_\_\_\_\_  
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

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16 BEVERLY K. BRIDGES, CMC  
17 City Clerk

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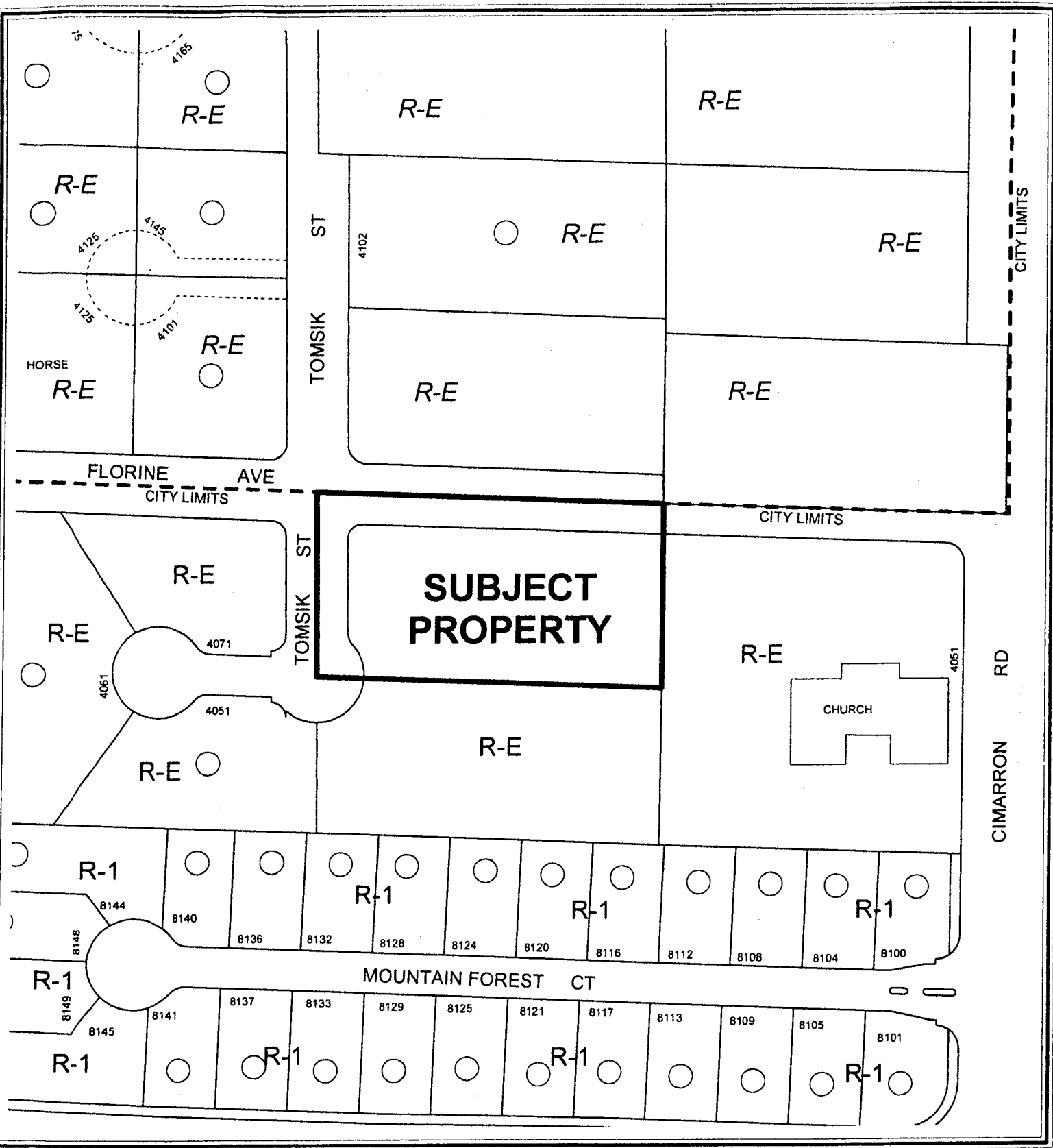
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CASE: ANX-30397

